

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

BAYOU STEEL BD HOLDINGS, L.L.C., *et al.*,

Debtors,

GEORGE L. MILLER, in his capacity as Chapter 7
Trustee for the jointly administered bankruptcy
estates of Bayou Steel BD Holdings, L.L.C., *et al.*,

Plaintiff,

v.

BLACK DIAMOND CAPITAL MANAGEMENT,
L.L.C.; BDCM OPPORTUNITY FUND IV, L.P.;
BLACK DIAMOND COMMERCIAL FINANCE,
L.L.C.; SAM FARAHNAK; PHIL
RAYGORODETSKY; ROB ARCHAMBAULT;
TERRY TAFT; and BOB UNFRIED,

Defendants.

Chapter 7

**Case No. 19-12153 (KBO)
(Jointly Administered)**

Adv. No. 21-51013 (KBO)

Re: Adv. D.I. 1, 27, 28, 46

REQUEST FOR ARGUMENT

Pursuant to Del. Bankr. L.R. 7007-3, Defendants Black Diamond Capital Management, L.L.C., BDCM Opportunity Fund IV, L.P., Black Diamond Commercial Finance, L.L.C., Sam Farahnak, and Phil Raygorodetsky (collectively, “Defendants”), respectfully request oral argument on *Defendants Black Diamond Capital Management, L.L.C., BDCM Opportunity Fund IV, L.P., Black Diamond Commercial Finance, L.L.C., Sam Farahnak, and Phil Raygorodetsky’s Motion to Dismiss* (the “Motion to Dismiss”) [D.I. 27] filed by the Defendants on November 22, 2021. The Motion to Dismiss is fully briefed and ready for the Court’s consideration.

Date: March 2, 2022

Respectfully submitted,

/s/ Seth A. Niederman

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L.L.C., Sam Farahnak, and Phil Raygorodetsky*

CERTIFICATE OF SERVICE

I hereby certify that on March 2, 2022, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to the following:

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